



Application No.: 10/067,171  
Response Dated: October 18, 2004  
Reply to Office Action Dated October 6, 2004

2137  
MTS-710US27

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appln. No: 10/067,171  
Applicant: Yoshiho GOTOH, et al.  
Filed: February 4, 2002  
Title: AN OPTICAL DISK, AN OPTICAL DISK BARCODE FORMING METHOD, AN OPTICAL DISK REPRODUCTION APPARATUS, A MARKING FORMING APPARATUS, A METHOD OF FORMING A LASER MARKING ON AN OPTICAL DISK, AND A METHOD OF MANUFACTURING AN OPTICAL DISK  
TC/A.U.: 2137  
Examiner: Paul E. Callahan  
Confirmation No.: 6246  
Docket No.: MTS-710US27

**RESPONSE**

***Mail Stop Amendment***

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Responsive to the Office Action dated October 6, 2004 is the following:

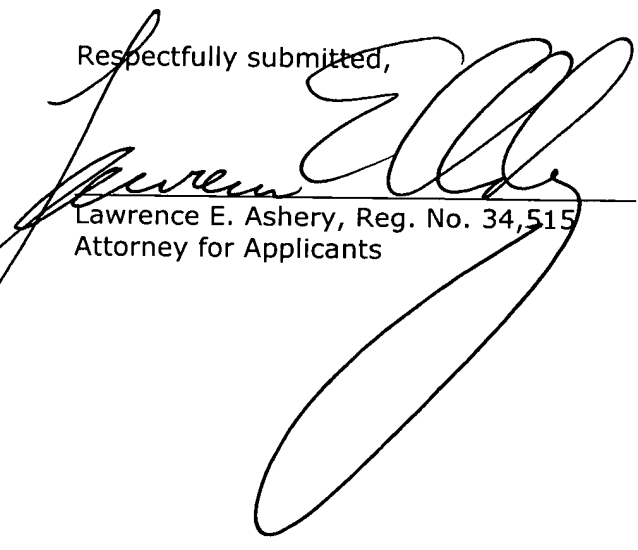
Claim 38 has been rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claim 1 of U.S. Patent 6,052,465.

In response, a terminal disclaimer is enclosed. Withdrawal of the rejection is respectfully requested.

Application No.: 10/067,171  
Response Dated: October 18, 2004  
Reply to Office Action Dated October 6, 2004

MTS-710US27

Respectfully submitted,



Lawrence E. Ashery, Reg. No. 34,515  
Attorney for Applicants

LEA/dmw

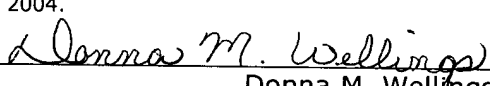
Enclosure: Terminal Disclaimer

Dated: October 18, 2004

P.O. Box 980  
Valley Forge, PA 19482-0980  
(610) 407-0700

The Commissioner for Patents is hereby authorized to charge payment to Deposit Account No. **18-0350** of any fees associated with this communication.

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on October 18, 2004.



Donna M. Wellings

DMW\_I:\MTS\710US27\AMEND\_01.DOC